

Message Text

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ORIGIN L-03

INFO OCT-01 EUR-25 ADP-00 COA-02 VO-03 INSE-00 EB-11

CIAE-00 FBIE-00 NSAE-00 SCA-01 DODE-00 TRSE-00 CG-00

SS-15 NSC-10 SSO-00 NSCE-00 COME-00 INT-08 OC-06

CCO-00 /085 R

DRAFTED BY L/ OA: HDCAMITTA: LK

5/30/73 EXT 27969

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EUR/ EE: MR. MORLEY (SUB)

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O 302026 Z MAY 73

FM SECSTATE WASHDC

TO AMEMBASSY WARSAW IMMEDIATE

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E. O. 11652: N/ A

TAGS: EFIS, CUIS, PL

SUBJ: FISHERIES: BILATERAL NEGOTIATIONS: VISAS

REFS: (A) WARSAW 2582; (B) WARSAW 2597

1. QUESTIONS RAISED REF (A) CONCERNING CREW LIST VISA PROVISIONS AND PAROLE HAVE BEEN DISCUSSED WITH CONCERNED BUREAUS AND AGENCIES.

2. SPECIAL EXCEPTION FOR POLISH CREW LIST VISAS WAS MADE IN PREVIOUS AGREEMENT. WHILE WORLD- WIDE REQUIREMENT IS 6 MONTHS ONE ENTRY, POLES HAVE 6 MONTHS MULTIPLE ENTRY. EXTENSION OF VALIDITY PERIOD TO ONE YEAR WOULD BE CONTRARY TO EXISTING CFR AND WOULD CREATE SERIOUS PERCENT PROBLEM. DEPARTMENT AGREES WITH DELEGATION THAT NO RPT NO EXCEPTION
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SHOULD BE MADE.

3. PERIOD FOR SUBMISSION OF CREW LIST AND SUPPLEMENTAL CREW LIST VISAS MAY BE SHORTENED TO 7 DAYS.

4. A CREWMAN TRANSFERRED AT SEA FROM VESSEL A TO VESSEL B, AND WHO WAS ON THE CREW LIST VISA OF VESSEL A IS NOT CONSIDERED TO HAVE A VALID VISA WHEN VESSEL B ENTERS PORT, UNLESS CREWMAN HAS INDIVIDUAL VISA OR HAS BEEN INCL IN A SUPPLEMENTAL CREW LIST ISSUED FOR VESSEL B. IN GENERAL, INS HAS DISCRETION IN HANDLING CREWMAN'S ENTRY IN SUCH CASES, THAT IS A VISA WAIVER MIGHT BE AUTHORIZED BY INS

AFTER CONSULTATION WITH STATE. IN SUCH CASES, IT WOULD BE USEFUL FOR POLES TO MAKE ADVANCE ARRANGEMENTS, SUCH AS HAVE AGENT SUPPLY TO INS, IN ADVANCE OF SHIP ENTRY INTO PORT INFORMATION ABOUT TRANSFER WHICH WOULD THEN BE ABLE TO PROCEED MORE EXPEDITIOUSLY. SITUATION IS COMPLICATED BY FACT THAT INS FILES INFORMATION BY SHIP, NOT BY INDIVIDUAL. FOR SHORE LEAVE FOR SUCH A CREWMAN PAROLE INTO U. S. IS CONSIDERED INAPPROPRIATE, SINCE ENTRY NOT CONSIDERED AN EMERGENCY. DEPT BELIEVES THAT IF POLES INSIST ON SPECIAL COVERAGE OF THESE RATHER UNUSUAL SITUATIONS, GENERAL LANGUAGE ALONG FOLLOWING LINES MIGHT BE CONSIDERED: QTE PURSUANT TO APPLICABLE U. S. LAWS AND REGULATIONS, THE UNITED STATES GOVERNMENT UNDERTAKES TO TRY TO FACILITATE THE ISSUANCE OF APPROPRIATE DOCUMENTS FOR ENTRY INTO THE U. S. OF A CREWMAN WHO WAS INCLUDED ON THE CREW LIST VISA OF A FISHING VESSEL BUT WHO WAS TRANSFERRED TO ANOTHER FISHING VESSEL AT SEA WHEN THE LATTER VESSEL ENTERS U. S. PORTS PURSUANT TO THE AGREEMENT. UNQTE.

5. PAROLE TIME PERIOD FOR INJURED SEAMAN TO REMAIN IN U. S. AFTER RELEASE FROM HOSPITAL MAY BE EXTENDED TO 14 DAYS.

6. IN PAROLE SITUATION, IT IS IMPORTANT THAT PERSON TAKING CHARGE OF PAROLEE ASSUMES OBLIGATION THAT PAROLEE WILL LEAVE U. S. IN SPECIFIED TIME PERIOD. IN THIS CONNECTION QTE UNDER THE CARE OF UNQTE IS CONSIDERED TOO WEAK. DEPT AGREES WITH DELEGATION TO SUBSTITUTE WORD QTE RESPONSIBILITY LIMITED OFFICIAL USE

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ITY UNQTE OR SIMILAR WORD CONNOTING OBLIGATION.

7. AS TO REF (B), FULL POWER POUCHED WITH OTHER MATERIAL UNDER REG. NO. 1471086 ON SATURDAY A. M., MAY 20, AND SHOULD ARRIVE AT EMBASSY MAY 31. RUSH

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*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CUIS
Control Number: n/a
Copy: SINGLE
Draft Date: 30 MAY 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE103508
Document Source: CORE
Document Unique ID: 00
Drafter: HDCAMITTA: LK
Enclosure: n/a
Executive Order: n/a
Errors: n/a
Film Number: n/a
From: SECSTATE WASHDC
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730556/aaaajxep.tel
Line Count: 118
Locator: TEXT ON-LINE
Office: ORIGIN L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 20 SEP 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <20-Sep-2001 by freemaal>; APPROVED <22-Oct-2001 by morefirh>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> mcm 980310
Subject: FISHERIES: BILATERAL NEGOTIATIONS
TAGS: EFIS, PL
To: WARSAW
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005